

REMARKS

Reconsideration and allowance of the subject application are respectfully solicited.

Claims 1, 4, 5, 7, 8, and 11 through 14 are pending, with Claims 1 and 11 being independent. Claims 2, 3, 6, 9, and 10 have been cancelled without prejudice. Claims 1, 4, 5, 7, and 8 have been amended. Claims 11 through 14 have been added.

Applicants respectfully note that in the Official Action Summary, box 12(a) (“All”) regarding the certified copies was not checked, and Applicants respectfully request that the box be checked. Favorable consideration is earnestly solicited.

Claims 1 through 10 were rejected under 35 U.S.C. § 103 over U.S. Patent No. 6,163,316 (Killian) in view of U.S. Patent No. 6,208,335 B1 (Gordon, et al.), both newly-cited. All rejections are respectfully traversed.

Claim 1 recites, *inter alia*, displaying a selecting menu through which a user can select as to whether the GUI data (included in a broadcasting wave, and being screen data to be displayed) is installed or not.

Claim 11 recites, *inter alia*, a selecting menu is displayed so that a user can select through the menu as to whether the GUI data (included in a broadcasting wave, and being screen data to be displayed) is installed or not.

However, Applicants respectfully submit that neither Killian nor Gordon, et al., even in the proposed combinations, assuming, *arguendo*, that the documents could be combined, discloses or suggests at least the above-discussed claimed features as recited, *inter alia*, in Claims 1 and 11.

The Official Action notes, *inter alia*, that Killian shows, e.g., Java-based electronic program guide 70, and that java applets can be downloaded. However, Applicants respectfully submit that neither the foregoing nor the remainder of Killian provides either a description or a suggestion of at least the above-discussed claimed features.

The Official Action, having acknowledged deficiencies of Killian, relies upon Gordon, et al. for showing executing of an applet, and overlaying a portion of the background video with graphics, etc. The Official Action also relies at page 4 upon Gordon, et al.'s navigation control instructions which are said to "facilitate overlay activation and transition control". However, Applicants respectfully submit that neither the foregoing nor the remainder of Gordon, et al. provides either a description or a suggestion of at least the above-discussed claimed features as recited, *inter alia*, in Claims 1 and 11.

Applicants further respectfully submit that there has been no showing of any indication of motivation in the cited documents that would lead one having ordinary skill in the art to arrive at the above-discussed claimed features. By means of such features, Applicants respectfully submit that it is possible, e.g., to derive the GUI data from the broadcasting wave automatically and the user can select, by means of the selecting menu, whether or not the GUI data received by the receiving means is to be installed or not, whereby the GUI data which is favorable for the user can be selectively installed. Of course, the claims are not limited to the disclosed embodiments.

The dependent claims are also submitted to be patentable because they set forth additional aspects of the present invention and are dependent from independent claims discussed

above. Therefore, separate and individual consideration of each dependent claim is respectfully requested.

Applicants submit that this application is in condition for allowance, and a Notice of Allowance is respectfully requested.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

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